

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward L. Gibbs)
Serial No.: Not yet assigned)
Filed: January 26, 2004)
For: CABLE FENCE SYSTEM)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In compliance with the duty of disclosure prescribed by 37 C.F.R. § 1.56, the Applicant discloses the following list of patents and publications, copies of which are transmitted herewith:

U.S. Patents

U.S. Patent No. 5,136,813, issued to Gibbs et al., issue date August 11, 1992.

U.S. Patent No. 5,272,838, issued to Gibbs, issue date December 28, 1993.

U.S. Patent No. 5,345,723, issued to Gibbs, issue date September 13, 1994.

U.S. Patent No. 5,443,244, issued to Gibbs, issue date August 22, 1995.

U.S. Patent No. 5,971,365, issued to Pigott et al., issue date October 26, 1999.

U.S. Patent No. 6,065,738, issued to Pearce et al., issue date May 23, 2000.

U.S. Patent No. 6,151,772, issued to Pigott et al., issue date November 28, 2000.

U.S. Patent No. 6,176,043, issued to Gibbs, issue date January 23, 2001.

U.S. Patent No. 6,254,064, issued to Gibbs, issue date July 3, 2001.

U.S. Patent No. D465,856, issued to Givens et al, issue date November 19, 2002.

U.S. Patent No. D466,620, issued to Givens et al, issue date December 3, 2002.

U.S. Patent No. D467,669, issued to Givens et al, issue date December 24, 2002.

U.S. Patent No. D468,028, issued to Givens et al, issue date December 31, 2002.

Foreign Patent Documents

PCT Patent Publication WO 95/33113, applicant Hadley Industries PLC, publication date December 7, 1995.

PCT Patent Publication WO 02/70838, applicant Hadley Industries PLC, publication date September 12, 2002.

United Kingdom Patent Application 2,249,327, applicant Hadley Industries PLC, publication date May 6, 1992.

United Kingdom Patent Application 2,350,846, applicant Hadley Industries PLC, publication date December 13, 2000.

United Kingdom Patent Application 2,363,400, applicant Hadley Industries PLC, publication date December 19, 2001.

United Kingdom Patent Application 2,372,758, applicant Hadley Industries PLC, publication date September 4, 2002.

United Kingdom Patent Application 2,372,759, applicant Hadley Industries PLC, publication date September 4, 2002.

Publications

Catalog, Ameristar Fence Products, Inc., "Aegis Ornamental Steel Residential Fencing," all pages, published in the United States no later than April, 2001.

Catalog, Ameristar Fence Products, Inc., "Aegis II Industrial & Aegis Plus Commercial Ornamental Steel Fence and TransPort Ornamental Gates," all pages, published in the United States in August, 2000.

Prior Public Uses and Sales

Fences, and fence components, which have been in public use in the United States, and on sale in the United States, since at least November 1, 2001, are shown in the Ameristar 2002 Price Catalog, excerpts from which are submitted herewith, with dealer prices excised. The submitted excerpts, in addition to the catalog cover, are pages 1-1 through 1-10 (Aegis Residential Ornamental Fencing), pages 3-1 through 3-19 (Aegis Plus Commercial Ornamental Fencing), pages 5-1 through 5-14 (Aegis II Industrial Ornamental Fencing), and pages 7-1 thorough 7-9 (Ameristar Aluminum Ornamental Fencing).

Respectfully submitted,



Gary Peterson, Reg. No. 28,891
Pray, Walker, Jackman, Williamson & Marlar
211 N. Robinson, Suite 1601
Oklahoma City, Oklahoma 73102
(405) 296-8911

Attorney for Applicant

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	
Filing Date	January 26, 2004
First Named Inventor	Edward L. Gibbs
Art Unit	
Examiner Name	

Attorney Docket Number

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (<i>if known</i>)			
		US- 5,136,813	08-11-1992	Gibbs et al.	
		US- 5,272,838	12-18-1993	Gibbs	
		US- 5,345,723	09-13-1994	Gibbs	
		US- 5,443,244	08-22-1995	Gibbs	
		US- 5,971,365	10-26-1999	Pigott et al.	
		US- 6,065,738	05-23-2000	Pearce et al.	
		US- 6,151,772	11-28-2000	Pigott et al.	
		US- 6,176,043 B1	01-23-2001	Gibbs	
		US- 6,254,064 B1	07-03-2001	Gibbs	
		US- D465,856 S	11-19-2002	Givens et al.	
		US- D466,620 S	12-03-2002	Givens et al.	
		US- D467,669 S	12-24-2002	Givens et al.	
		US- D467,028 S	12-31-2002	Givens et al.	
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (<i>if known</i>)				
		WO-95/33113	12-07-1995	Hadley Ind.		
		WO-02/070838 A1	09-12-2002	Hadley Ind.		
		GB-2,249,327 A	05-06-1992	Hadley Ind.		
		GB-2,350,846 A	12-13-2000	Hadley Ind.		
		GB-2,363,400 A	12-19-2001	Hadley Ind.		
		GB-2,372,758 A	09-04-2002	Hadley Ind.		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	
		Filing Date	
		First Named Inventor	
		Art Unit	
		Examiner Name	
		Attorney Docket Number	
Sheet	12	of	3

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	FOREIGN PATENT DOCUMENTS		Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁸
		Foreign Patent Document <small>Country Code³ Number⁴ Kind Code⁵ (if known)</small>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	
		GB-2,372,759 A	09-04-2002	Hadley Ind.	

Examiner Signature _____ **Date Considered** _____

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Sheet	3	of	3
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NON PATENT LITERATURE DOCUMENTS

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